

AMENDED IN SENATE JUNE 27, 2002

Senate Concurrent Resolution

No. 89

Introduced by Senator Machado
(Principal coauthor: Assembly Member Matthews)

June 10, 2002

Senate Concurrent Resolution No. 89—Relative to the CHP Officer Dale E. Newby Memorial Highway.

LEGISLATIVE COUNSEL'S DIGEST

SCR 89, as amended, Machado. CHP Officer Dale E. Newby Memorial Highway.

This measure would designate the portion of State Highway Route 5 in Stockton that is between Eight Mile Road and French Camp Road as the CHP Officer Dale E. Newby Memorial Highway. The measure would also request the Department of Transportation to ~~grant, without charge, the necessary encroaching permits authorizing appropriate memorials, funded by nonstate sources, to be placed~~ *determine the cost of appropriate plaques and markers, and upon receiving donations from nonstate sources to cover the cost, to erect those plaques and markers* within the right-of-way of the state highway.

Fiscal committee: yes.

- 1 WHEREAS, State Traffic Officer Dale E. Newby, of the
- 2 California Highway Patrol, was killed while in the line of duty on
- 3 July 17, 1982, during a traffic stop at State Highway Route 5 and
- 4 Eight Mile Road; and
- 5 WHEREAS, Officer Newby was performing his duties as a
- 6 dedicated officer by stopping a motorist for speeding and erratic
- 7 driving; and

1 WHEREAS, Officer Newby, after scuffling with the motorist,
2 an ex-mental patient, was shot and killed; and

3 WHEREAS, The tragedy ~~multiplied~~ *was compounded* when
4 the gunman fled the area and took a hostage, who was
5 subsequently shot and killed by the perpetrator prior to taking his
6 own life; and

7 WHEREAS, An estimated 850 people, including law
8 enforcement personnel from Massachusetts, Oklahoma, Ohio,
9 New Jersey, Florida, Louisiana, and Michigan, attended his
10 funeral, in addition to then Governor Edmund G. Brown, Jr. and
11 then Lieutenant Governor Mike Curb; and

12 WHEREAS, Officer Newby was a committed officer, having
13 graduated from the California Highway Patrol Academy and
14 appointed a peace officer of the great State of California on April
15 24, 1967; and

16 WHEREAS, Officer Newby was only 36 years of age at the time
17 of his death and was survived by his wife, Beverly, and their three
18 sons, Sean, Jeffrey, and Dale, Jr.; and

19 WHEREAS, It is appropriate that State Highway Route 5 from
20 Eight Mile Road to French Camp Road in Stockton, be designated
21 as the CHP Officer Dale E. Newby Memorial Highway as a
22 dedication to the memory of this officer who gave his life, the
23 ultimate sacrifice, in service to the citizens of that area; and

24 WHEREAS, This memorial highway will continue to remind us
25 of the sacrifices that the California Highway Patrol and other peace
26 officers make on a daily basis; now, therefore, be it

27 *Resolved by the Senate of the State of California, the Assembly*
28 *thereof concurring,* That the Department of Transportation is
29 ~~requested to grant, without charge, the necessary encroaching~~
30 ~~permits authorizing appropriate memorials, funded by nonstate~~
31 ~~sources, to be placed within the right-of-way of northbound and~~
32 ~~requested to determine the cost of appropriate plaques and~~
33 ~~markers, consistent with the signing requirements for the state~~
34 ~~highway system, showing this special designation, and, upon~~
35 ~~receiving donations from nonstate sources sufficient to cover the~~
36 ~~cost, to erect those plaques and markers within the right-of-way of~~
37 ~~northbound and southbound of State Highway Route 5 from Eight~~
38 ~~Mile Road to French Camp Road in Stockton and be designated as~~
39 ~~the CHP Officer Dale E. Newby Memorial Highway; and be it~~
40 further

1 *Resolved* That the Chief Clerk of the Senate transmit copies of
2 this resolution to the Department of Transportation and to the
3 author for appropriate distribution.

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